# JOINT PUBLIC NOTICE

# CHARLESTON DISTRICT, CORPS OF ENGINEERS 69A Hagood Avenue Charleston, South Carolina 29403-5107 and the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT 1362 McMillan Avenue, Suite 400 Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N #2005-1W-020-C through #2005-1W-037-C

28 JANUARY 2005

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

# SC COASTAL DEVELOPMENT CORP. c/o LAW OFFICES OF COTTON HARNESS, III 325 COLEMAN BLVD. MT. PLEASANT, SC 29464

for a permit to construct a community dock and community boat ramp with courtesy docks and to perform excavation (P/N #2005-1W-020-C) and to construct 17 shared use docks with boat lifts (P/N #2005-1W-021-C throught P/N #2005-1W-036-C) in waters of the

## ATLANTIC INTRACOASTAL WATERWAY (AIWW)

at a location off of Highway 501 onto River Oaks Boulevard to Waterway Palms Plantation along the Intracoastal Waterway in Horry County, South Carolina (Latitude 33.74477°, Longitude 78.86187°)

In order to give all interested parties an opportunity to express their views

### NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

# 12 O'CLOCK NOON, MONDAY, 28 FEBRUARY 2005

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of constructing a floating community dock that consists of a 4' x 23' walkway that will extend from an existing bulkhead (constructed under Department of the Army permit #2001-1B-470) to a 4' x 94' pierhead with four 4' x 31' fingers as shown on sheet 32 of 35. The project also includes a two lane community boat ramp that will measure 90' x 29' with

Refer to: P/N #2005-1W-020-C through #2005-1W-037-C

28 JANUARY 2005

56' of that 90' length extending waterward of the existing bulkhead. Two 6' x 56' floating courtesy docks will flank the boat ramp. Plans include 16 shared use docks that will each consist of a 4' x 23' fixed walkway that will extend from the existing bulkhead to a 4' x 64' fixed pier with three 4' x 31' fingers as shown on sheet 29 of 35. Each of the fingers will have a boat lift located on each side for a total of six boat lifts per dock. Excavation of 81,837 cubic yards of material from an 11.0 acre area along the waterway frontage is also proposed for the project. The excavation will be performed using a hydraulic dredge and pumping the material into either of the two adjacent upland disposal sites shown on sheets 3, 4, 6, 7, 8, 10 and 31 of 35. The purpose of the project according to the applicant is to provide property owners with boat docking, and access to navigable waters.

NOTE: THE REFERENCE NUMBER ASSOCIATED WITH EACH STRUCTURE IS SHOWN ON THE ATTACHED SHEET. PLEASE REFER TO THIS NUMBER AND LOT NUMBER(S) WHEN COMMENTING ON A SPECIFIC STRUCTURE.

NOTE: PLEASE BE ADVISED THAT ONLY THE WORK ADVERTISED BY P/N 2005-1W-020-C REQUIRES AUTHORIZATION UNDER SECTION 10 OF THE RIVERS AND HARBORS ACT OF 1899 (33 U.S.C. 403) AND SECTIONS 401 AND 404 OF THE CLEAN WATER ACT (33 U.S.C. 1344). THE WORK ADVERTISED UNDER P/N 2005-1W-021-C THROUGH P/N 2005-1W-036-C REQUIRES AUTHORIZATION UNDER SECTION 10 OF THE RIVERS AND HARBORS ACT OF 1899 (33 U.S.C. 403) ONLY.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

U.S. Army Corps of Engineers ATTN: REGULATORY DIVISION 69A Hagood Avenue Charleston, South Carolina 29403-5107.

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 11.0 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper

management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and

evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.

Debra W. King Project Manager

Regulatory Division

U.S. Army Corps of Engineers

Jebra M. King

Refer to: P/N #2005-1W-020-C through #2005-1W-037-C

28 JANUARY 2005

# The following numbers correspond with the proposed work:

P/N #2005-1W-020-C The community dock, boat ramp and proposed excavation.

P/N #2005-1W-021-C The joint use dock for Lots 17-22.

P/N #2005-1W-022-C The joint use dock for Lots 23-28.

P/N #2005-1W-023-C The joint use dock for Lots 29-34.

P/N #2005-1W-024-C The joint use dock for Lots 35-40.

P/N #2005-1W-025-C The joint use dock for Lots 41-46.

P/N #2005-1W-026-C The joint use dock for Lots 47-52.

P/N #2005-1W-027-C The joint use dock for Lots 53-58.

P/N #2005-1W-028-C The joint use dock for Lots 59-64.

P/N #2005-1W-029-C The joint use dock for Lots 65-70.

P/N #2005-1W-030-C The joint use dock for Lots 71-76.

P/N #2005-1W-031-C The joint use dock for Lots 77-82.

P/N #2005-1W-032-C The joint use dock for Lots 83-88.

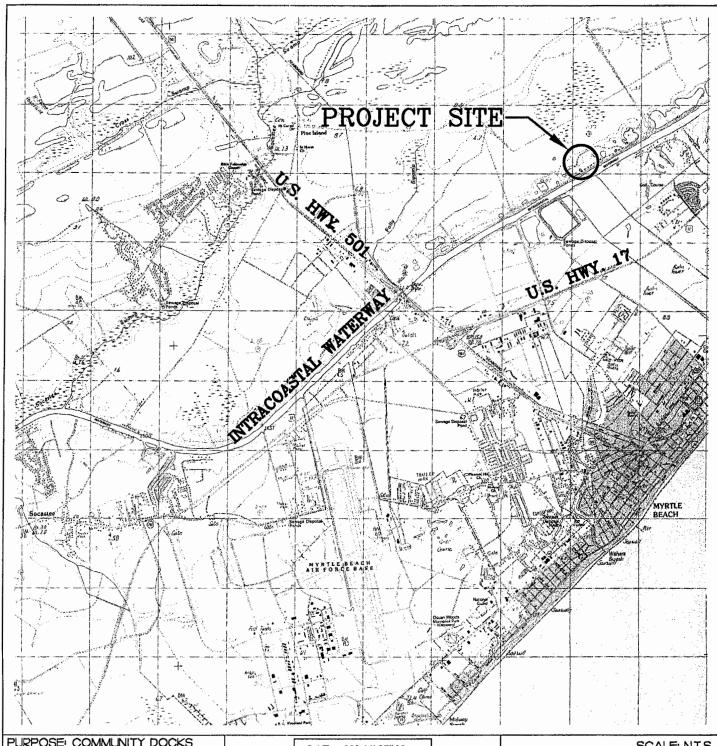
P/N #2005-1W-033-C The joint use dock for Lots 89-94.

P/N #2005-1W-034-C The joint use dock for Lots 95-100.

P/N #2005-1W-035-C The joint use dock for Lots 101-106.

P/N #2005-1W-036-C The joint use dock for Lots 107-112.

P/N #2005-1W-037-C The joint use dock for Lots 113, 114, 114B and three interior lots.



PURPOSE: COMMUNITY DOCKS FOR ACCESS TO AIWW

ADJACENT PROPERTY : HORRY COUNTY ATTN: MR. TOMMY LEE (HORRY COUNTY PROPERTY MANAGER) P.O. BOX 1236

CONWAY, SC 29528

- PERMANENT SPOIL BASIN 12B TMS # 164-00-01-003
- PERMANENT SPOIL BASIN 13A TMS # 173-00-01-050

LAT.: 33° 44' 27" N LONG.: 78° 52' 25" W

# WATERWAY PALMS

LOCATION MAP MYRTLE BEACH QUAD

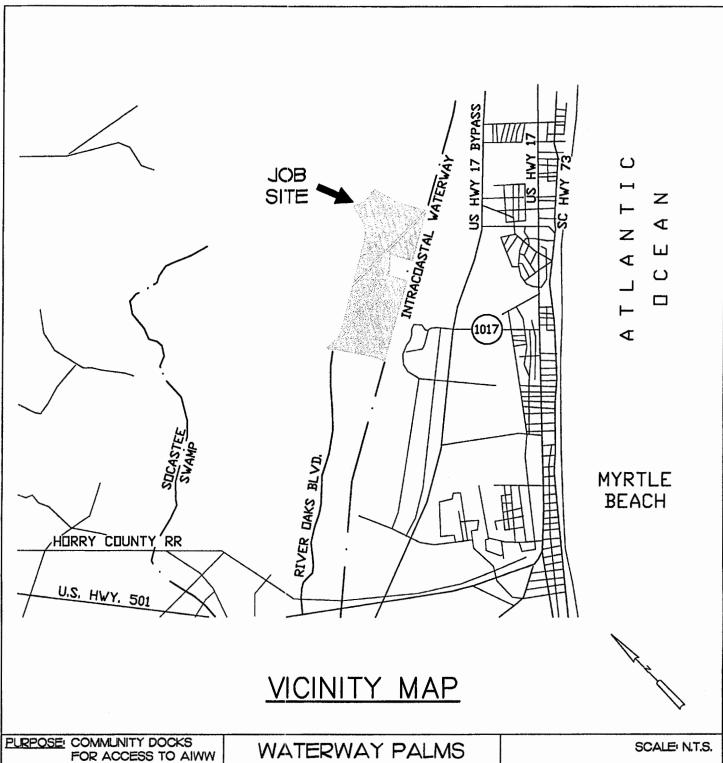
PROPERTY OWNERS (ALL LOTS):

(I.) SOUTH CAROLINA COASTAL DEVELOPMENT, INC.

SCALE: N.T.S.

PROPOSED: CONSTRUCTION OF BOAT DOCK WITH BOAT LIFTS P/N 2005-1W-020-C through P/N 2005-1W-037-C IN: HORRY COUNTY ON: INTRACOASTAL WATERWAY COUNTY OF HORRY STATE OF: SOUTH CAROLINA SHEET: 1 OF 35 DATE: 11/28/04

> ZANDE-JON GUERRY TAYLOR P.E., INC. FILE: WATERWAY PALMS PERMIT BASE



ADJACENT PROPERTY: HORRY COUNTY ATTN: MR. TOMMY LEE (HORRY COUNTY PROPERTY MANAGER) P.O. BOX 1236 **CONWAY, SC 29528** 

- PERMANENT SPOIL BASIN 12B TMS # 164-00-01-003
- PERMANENT SPOIL BASIN 13A TMS # 173-00-01-050

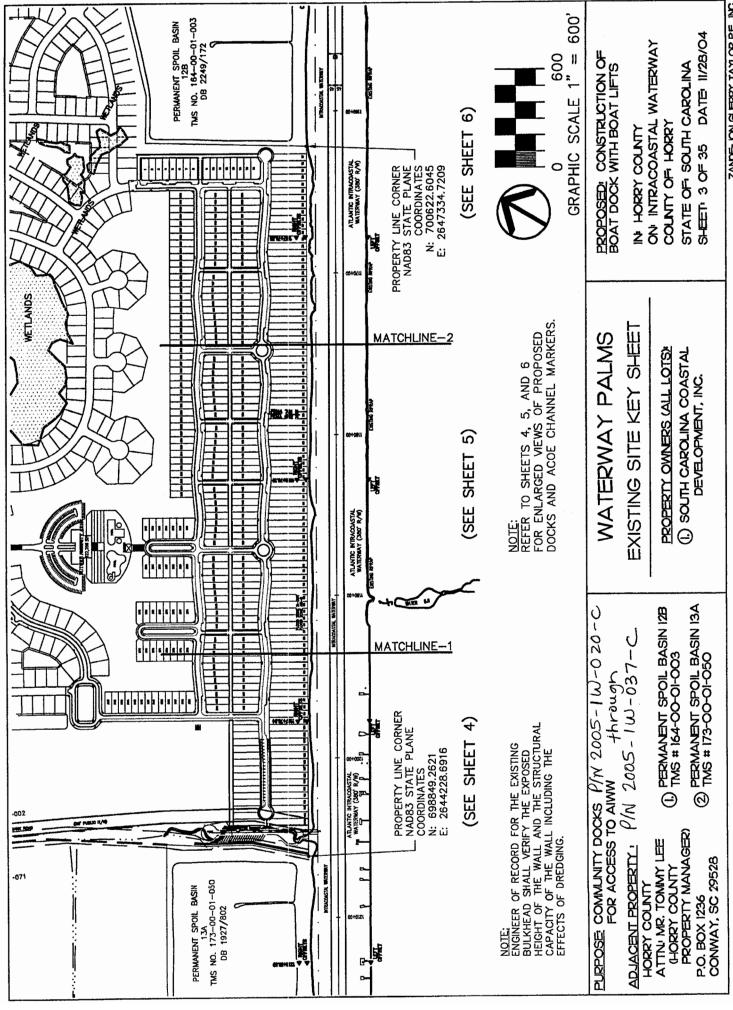
LOCATION MAP P/N 2005-1W-020-C through PIN 2005-1W-037-C

> PROPERTY OWNERS (ALL LOTS): (I.) SOUTH CAROLINA COASTAL DEVELOPMENT, INC.

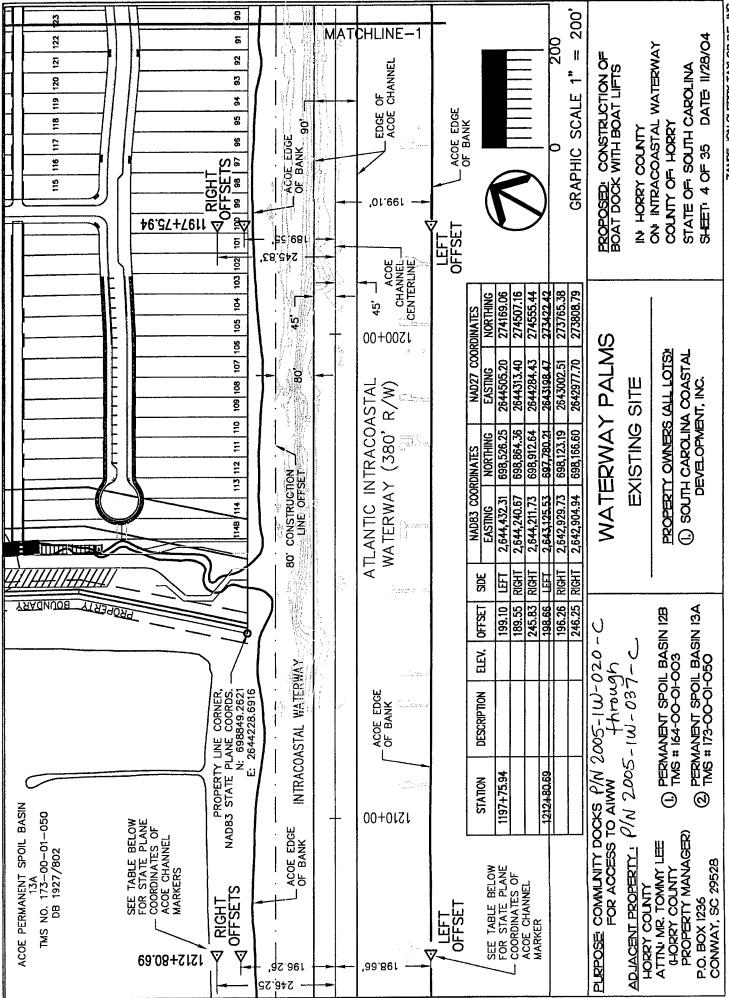
PROPOSED: CONSTRUCTION OF **BOAT DOCK WITH BOAT LIFTS** 

IN: HORRY COUNTY ON: INTRACOASTAL WATERWAY COUNTY OF HORRY STATE OF: SOUTH CAROLINA SHEET: 2 OF 35 DATE: 11/28/O4

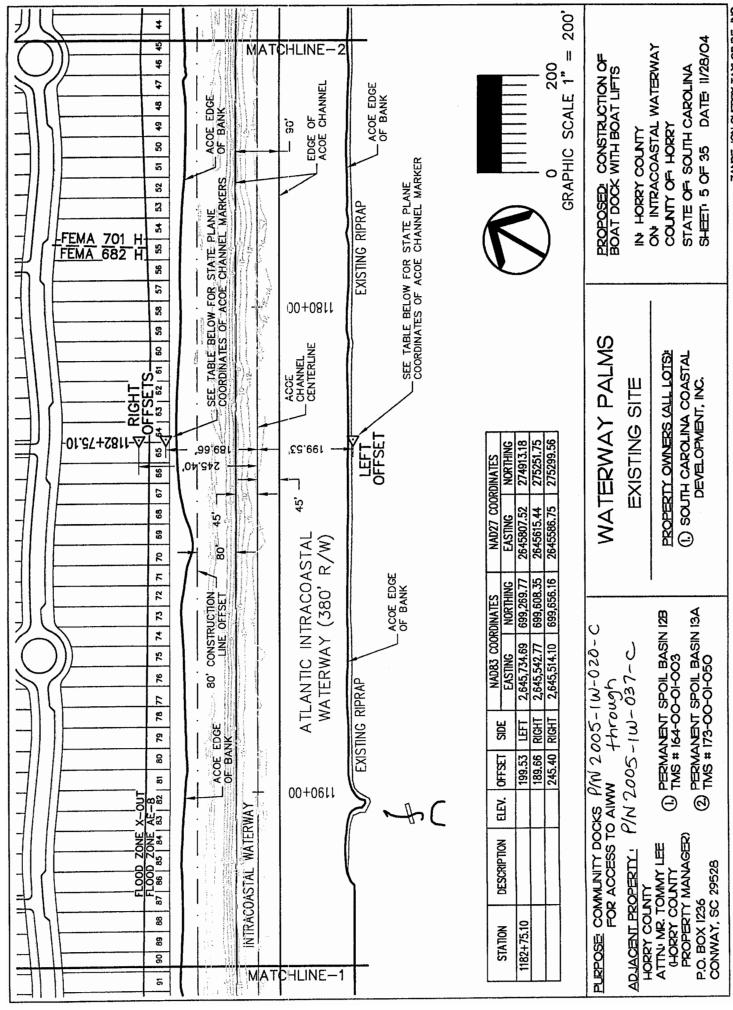
> ZANDE-JON GUERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE



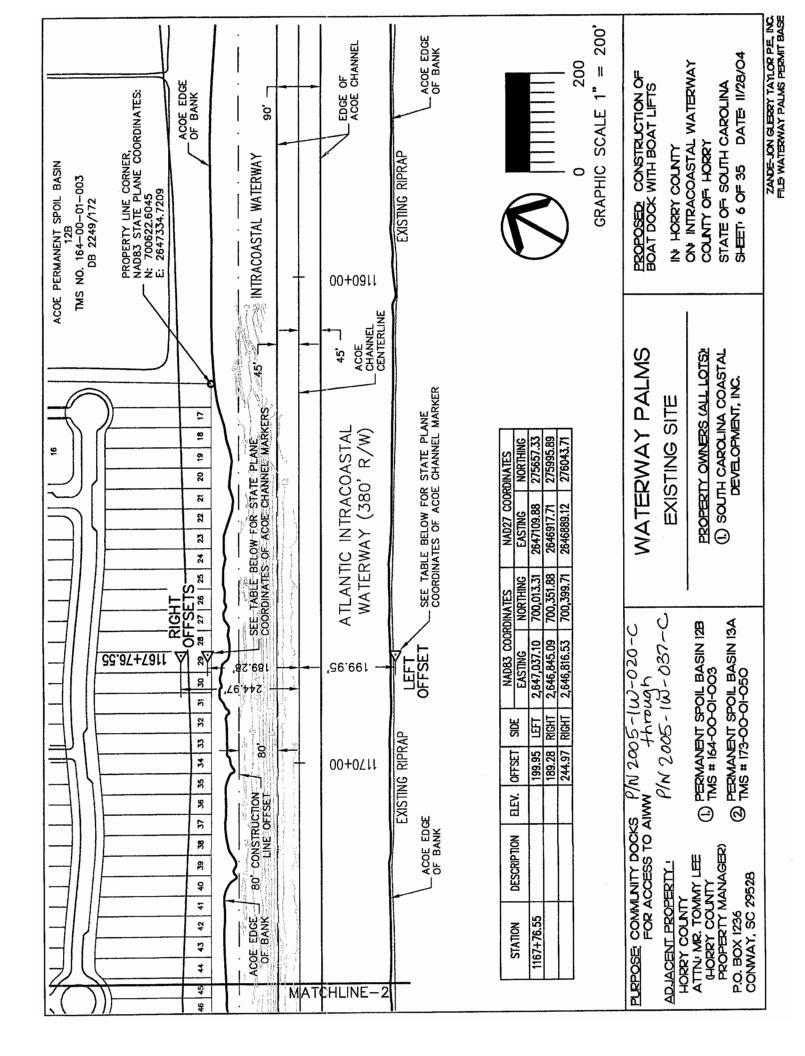
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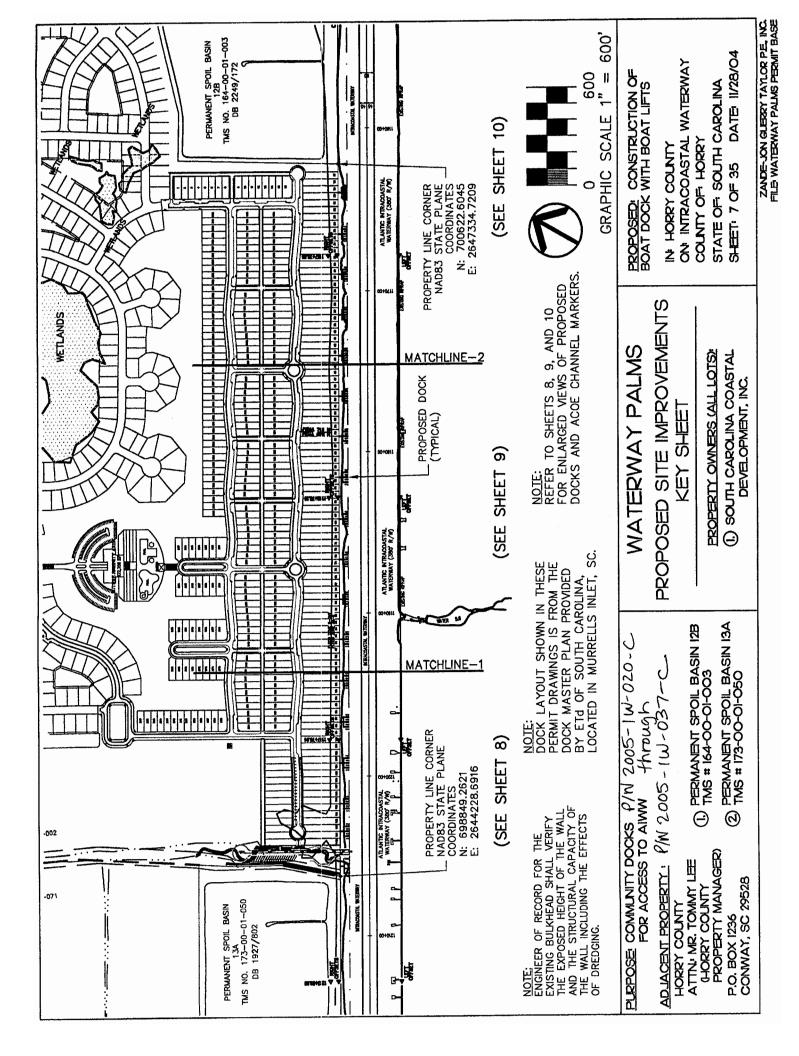


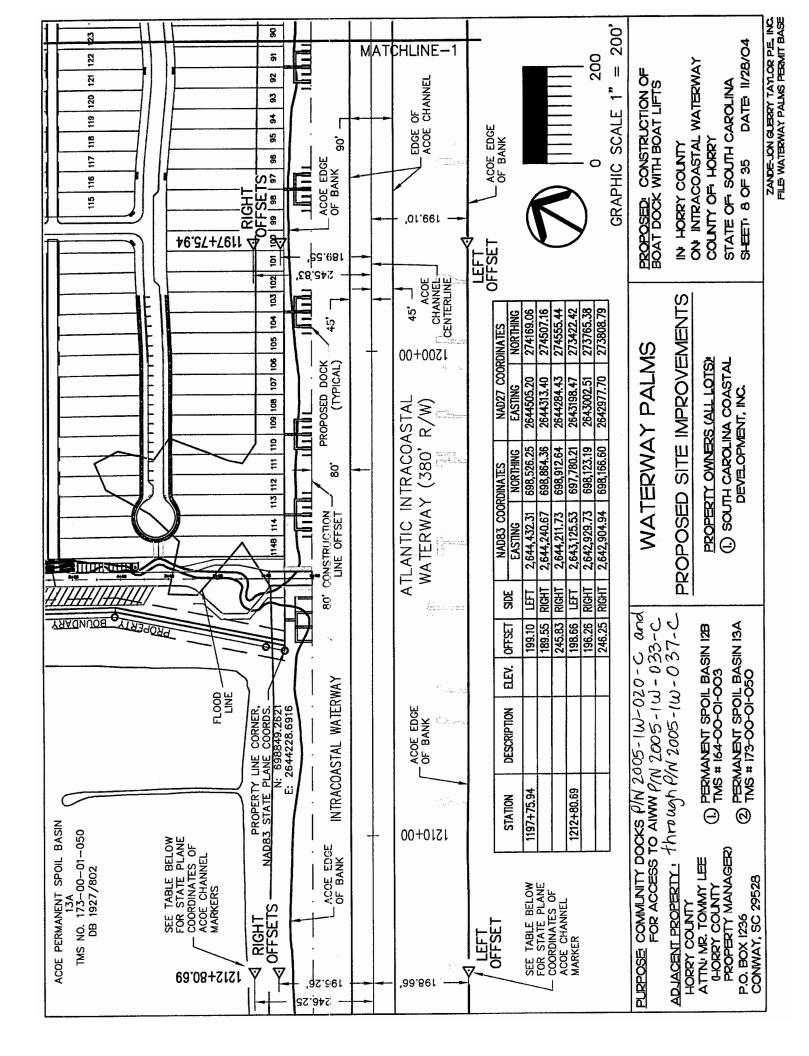
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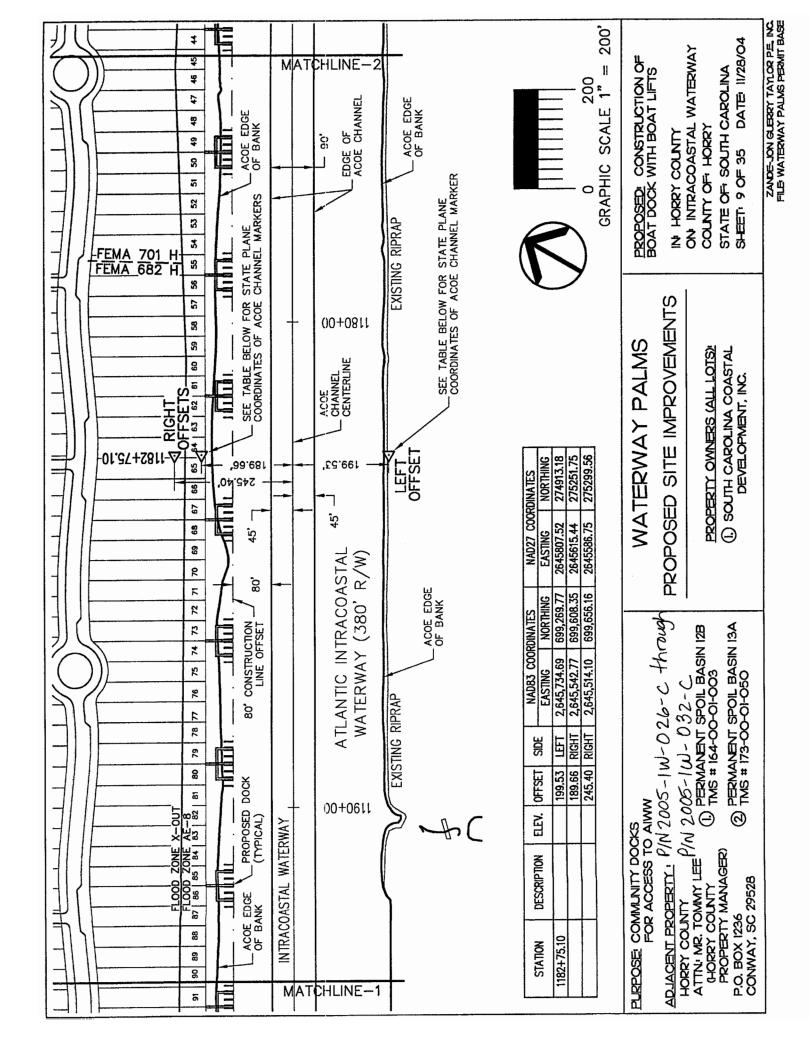


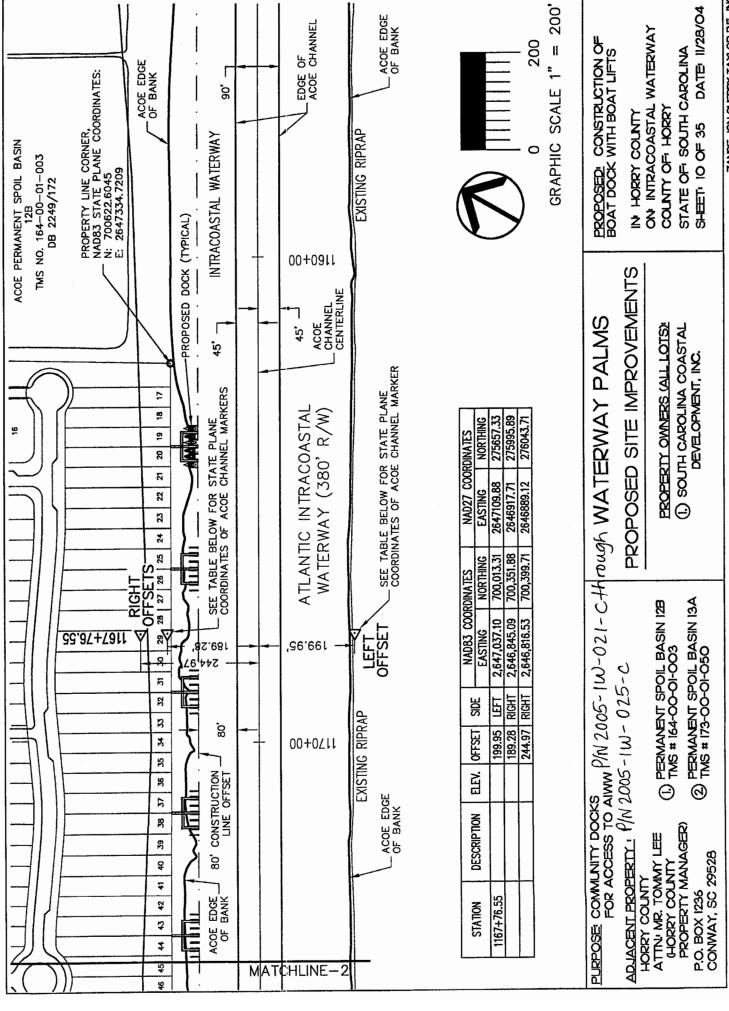
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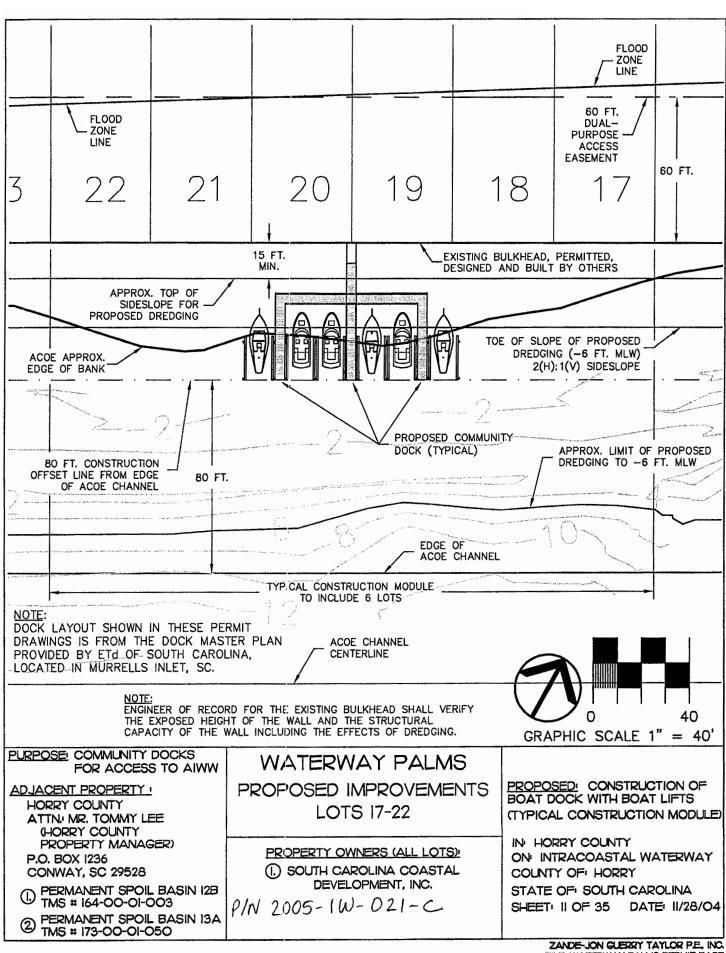




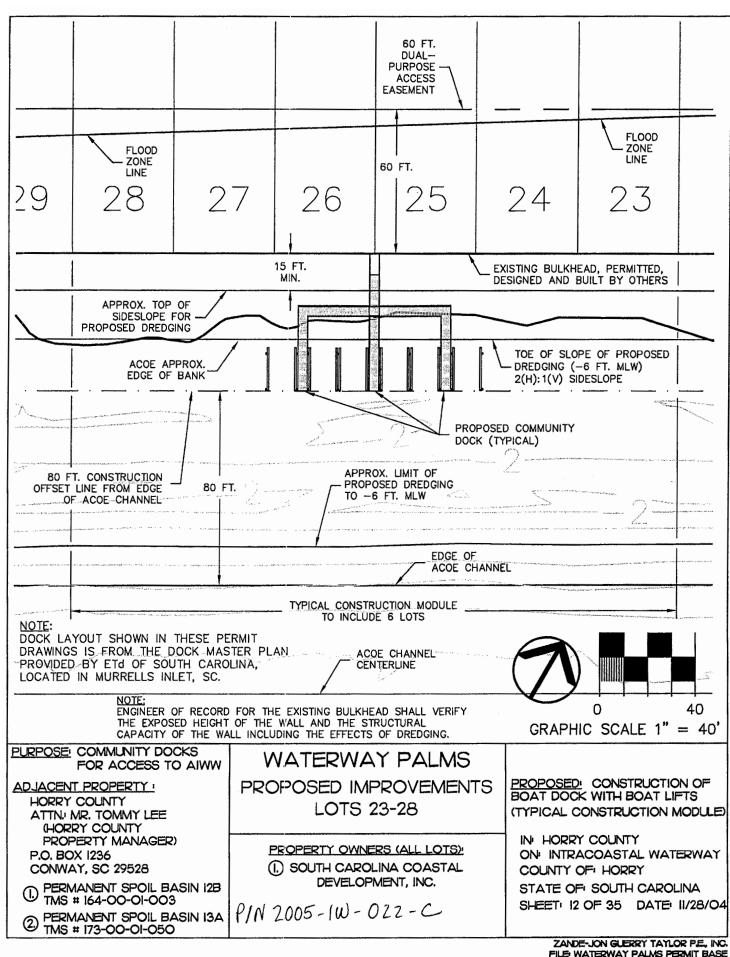




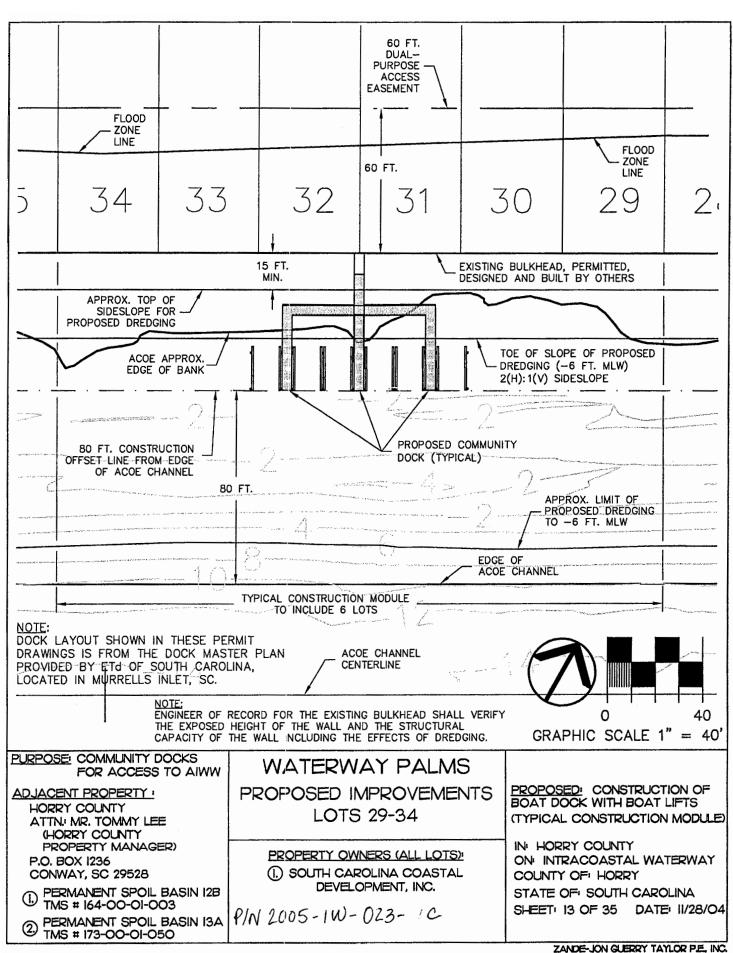
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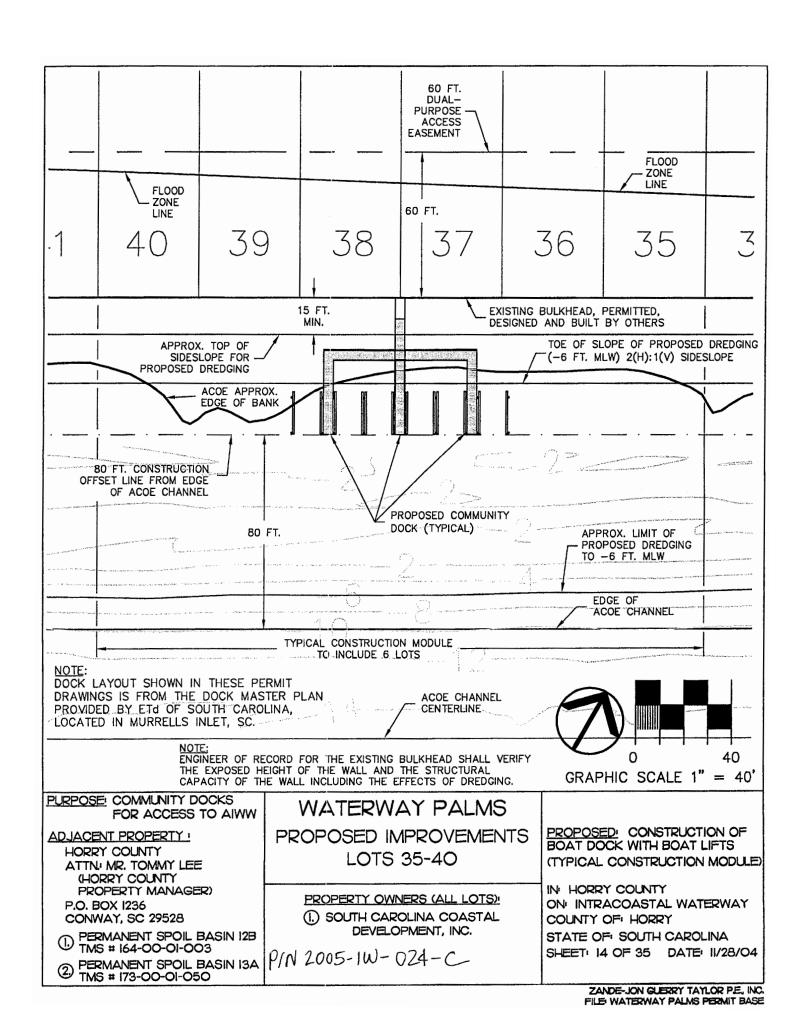
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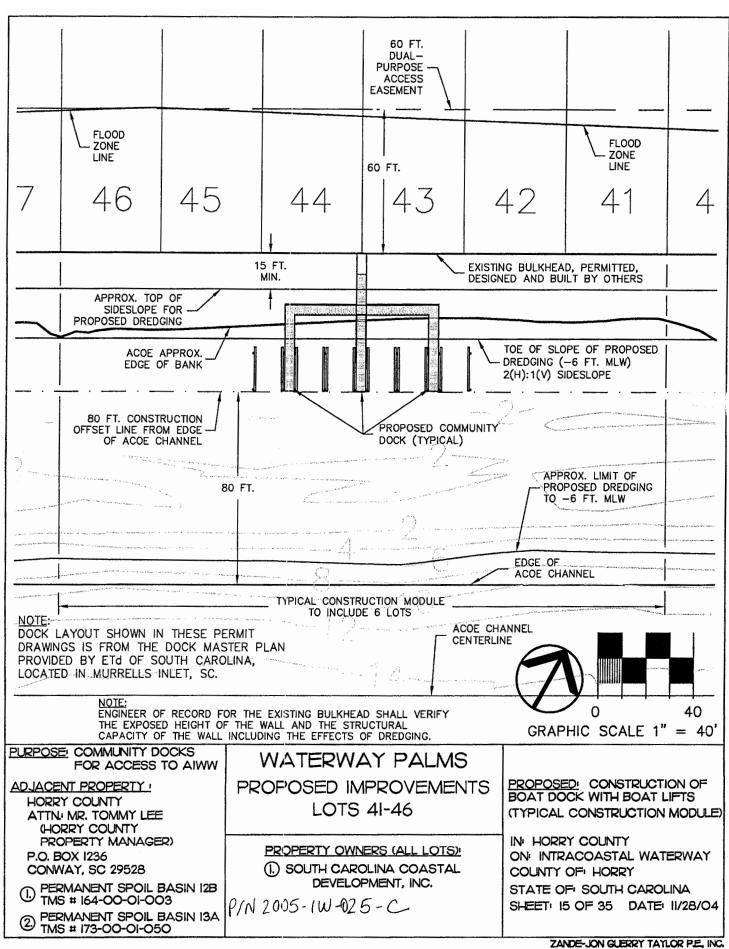


FILE WATERWAY PALMS PERMIT BASE

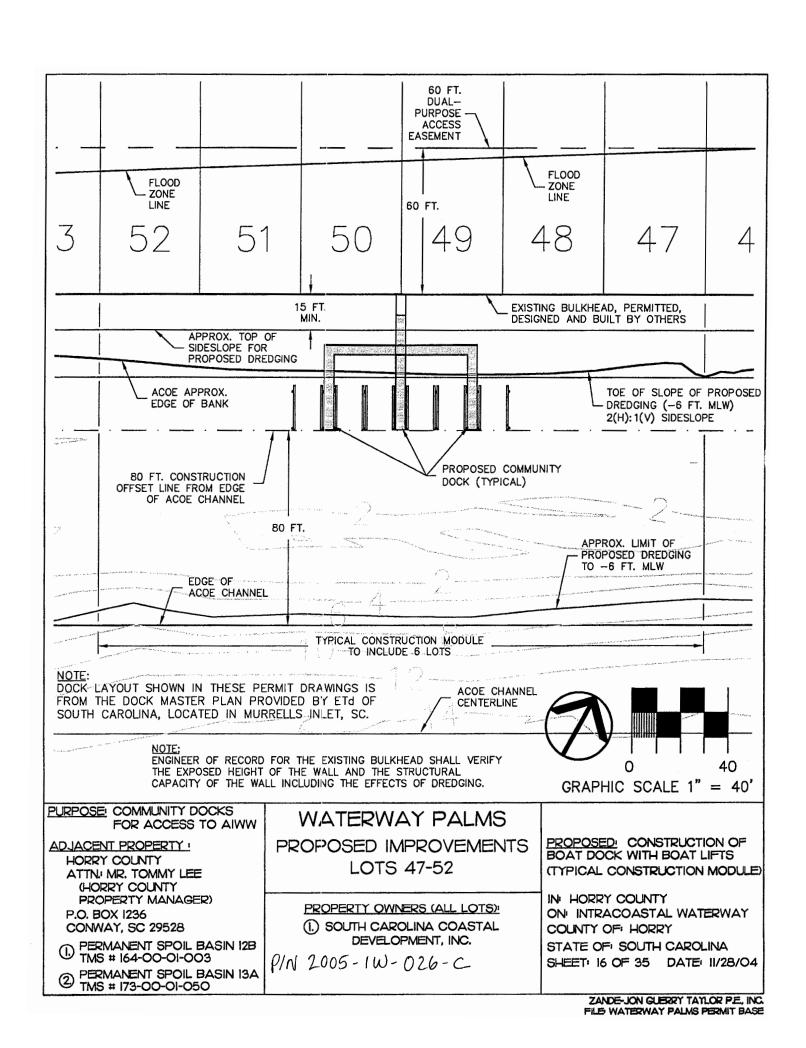


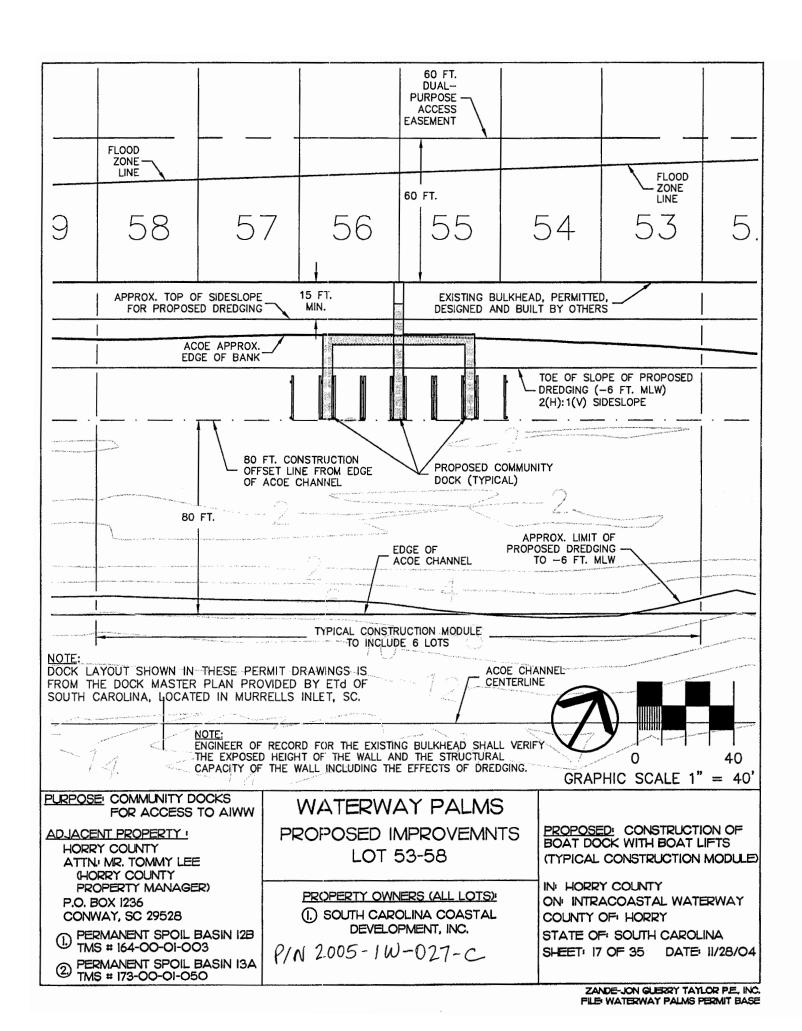
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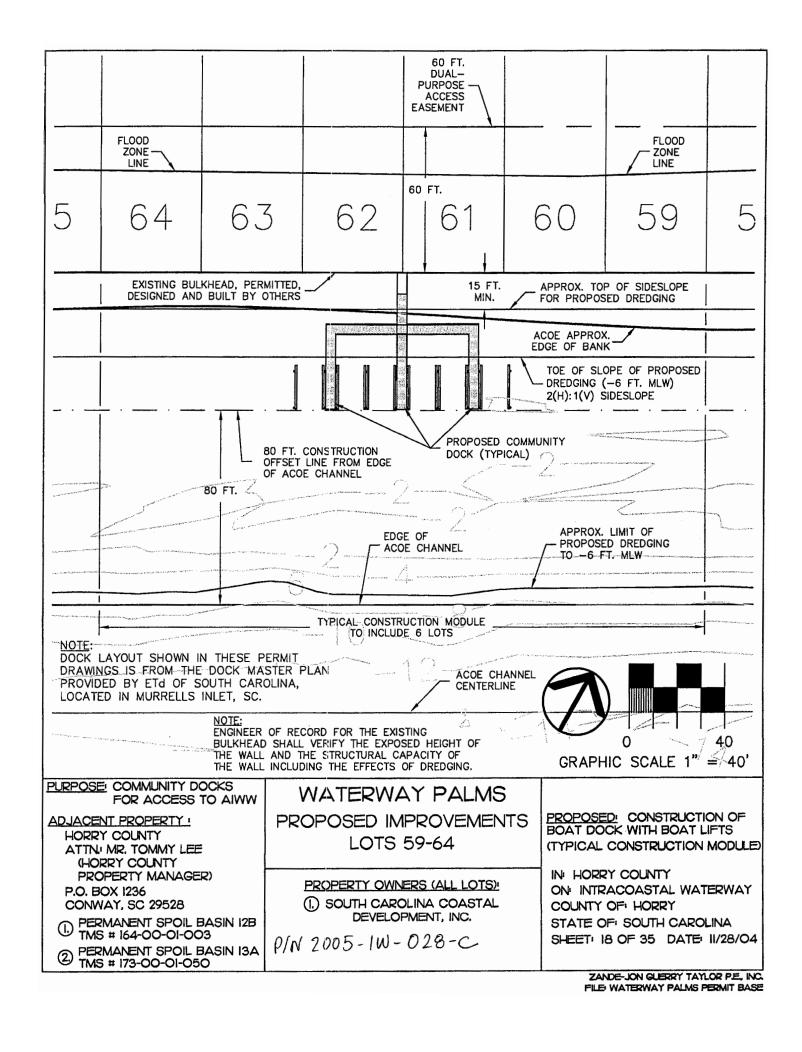


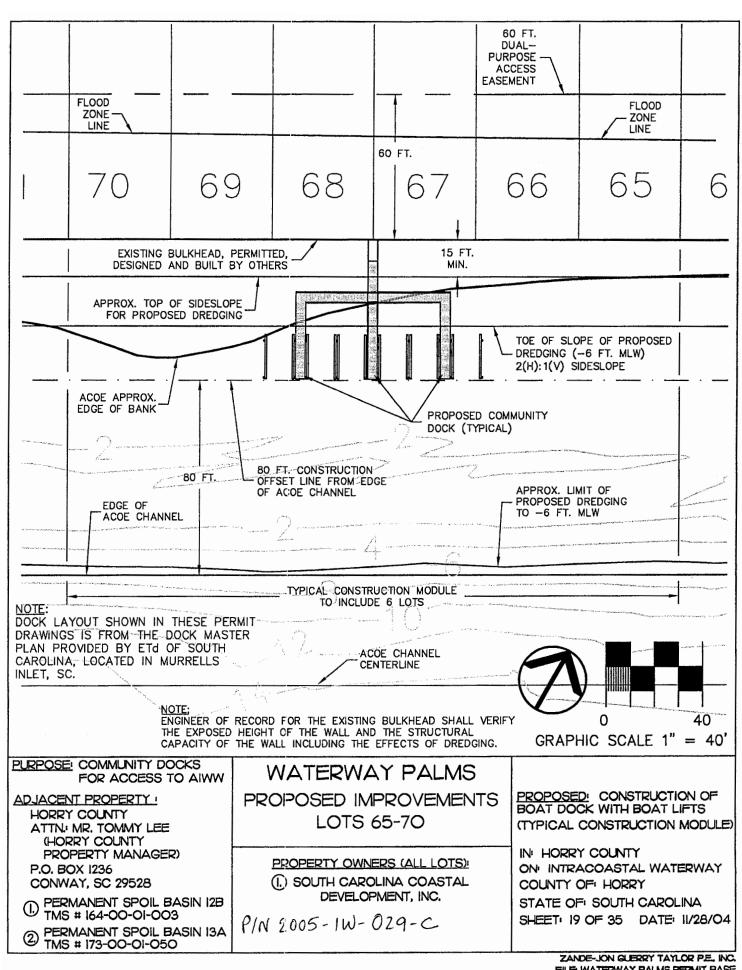


ZANDE-JON GUERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE

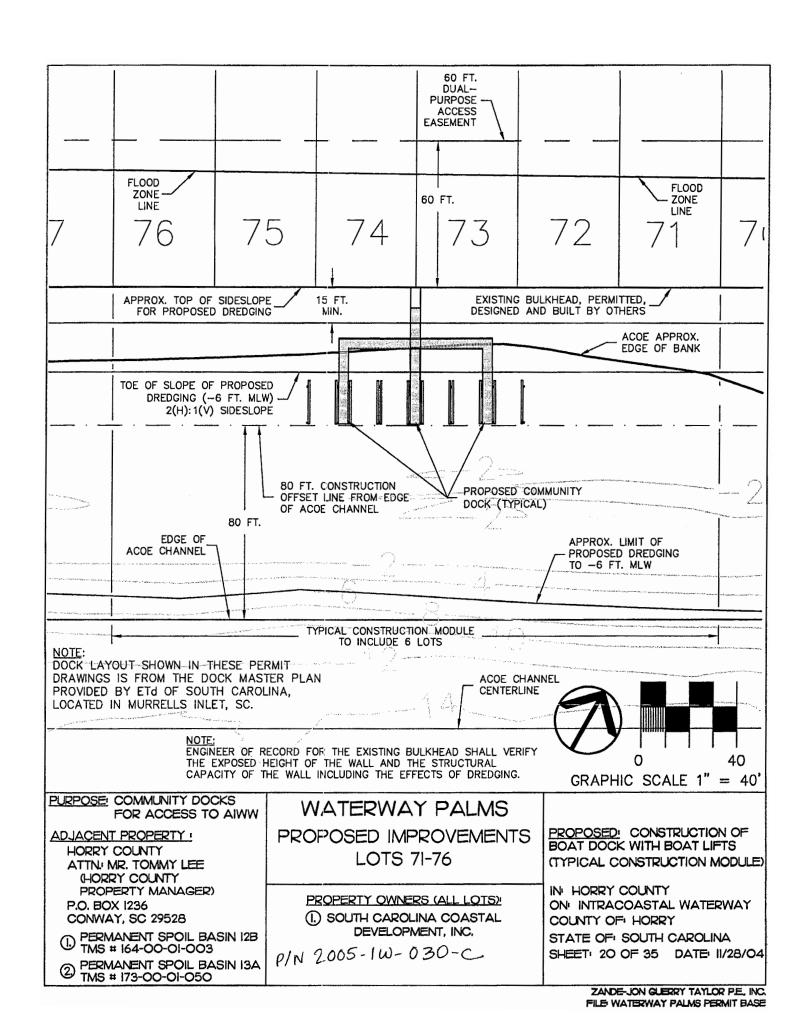


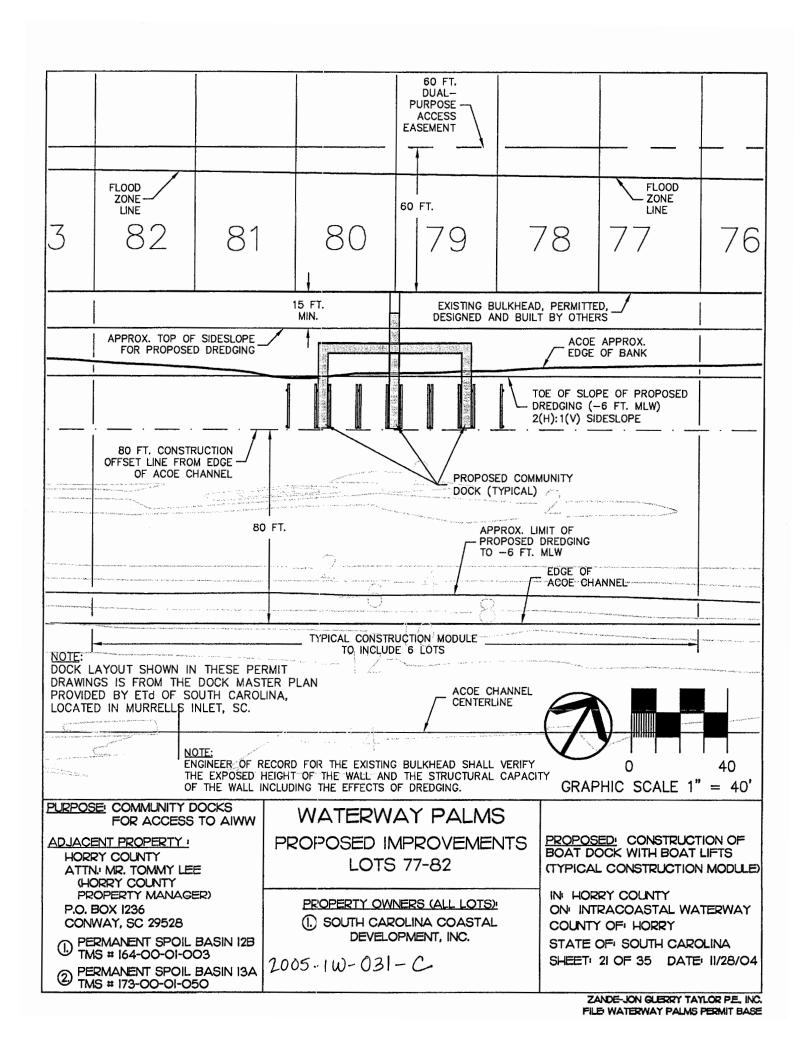


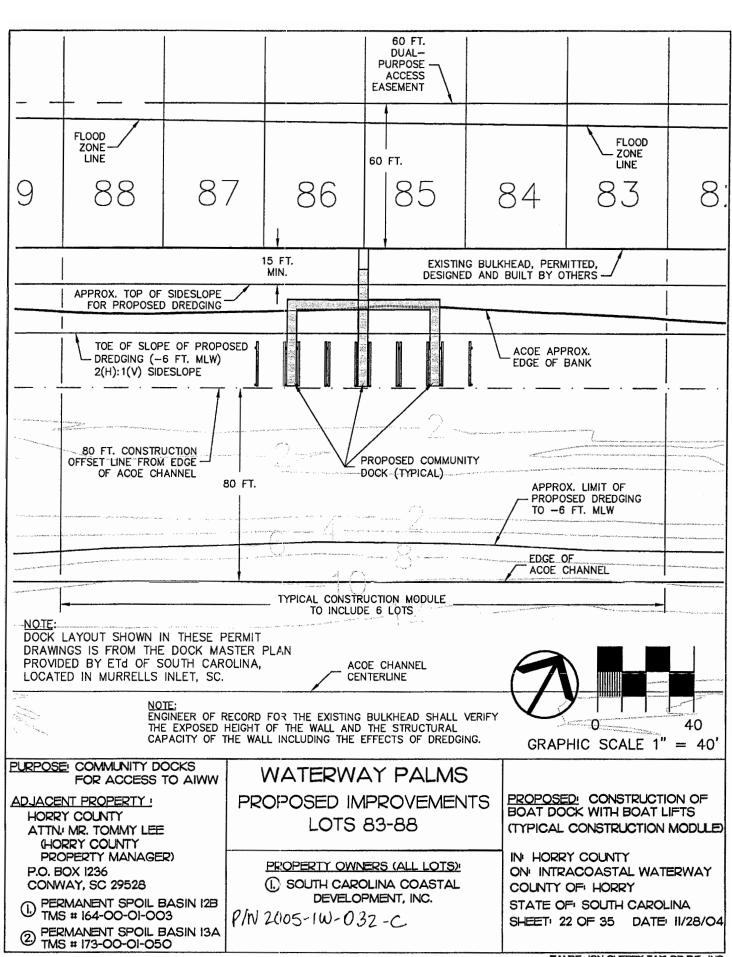




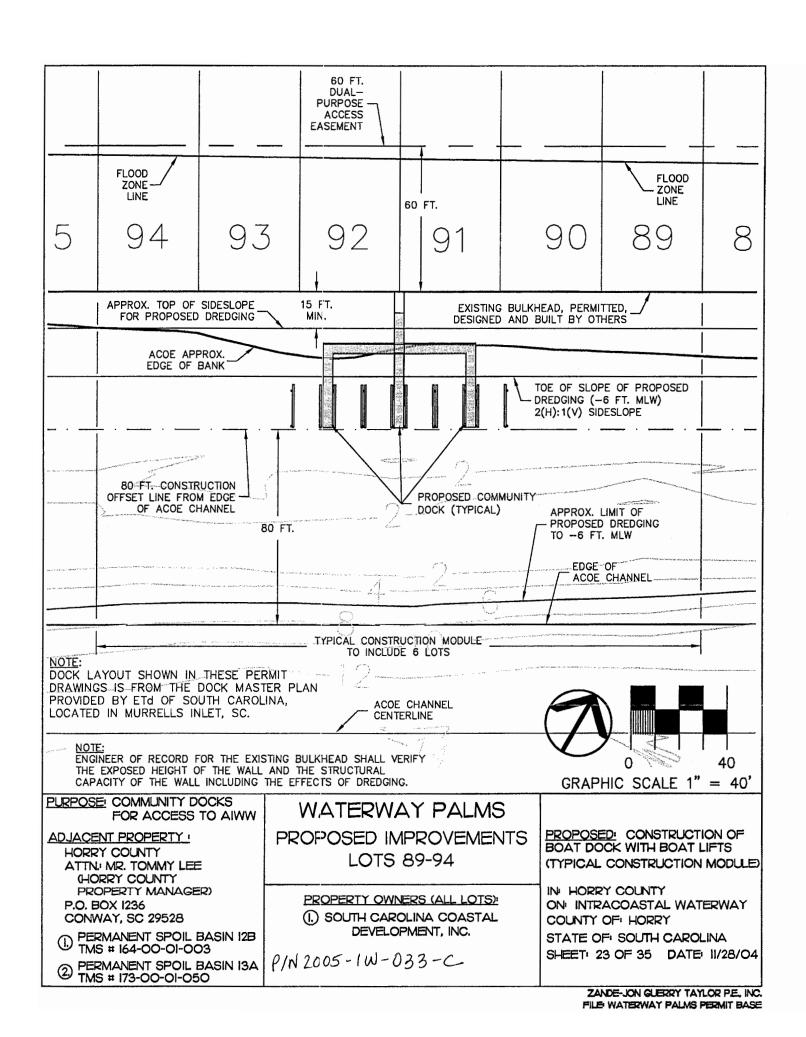
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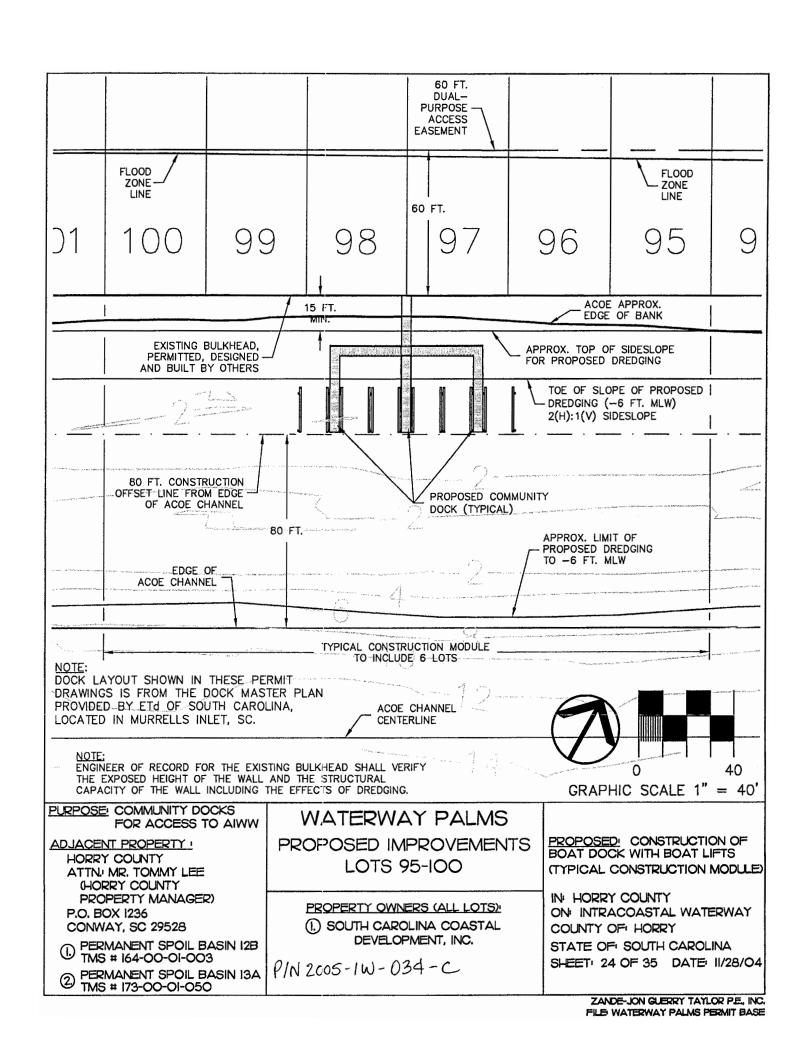


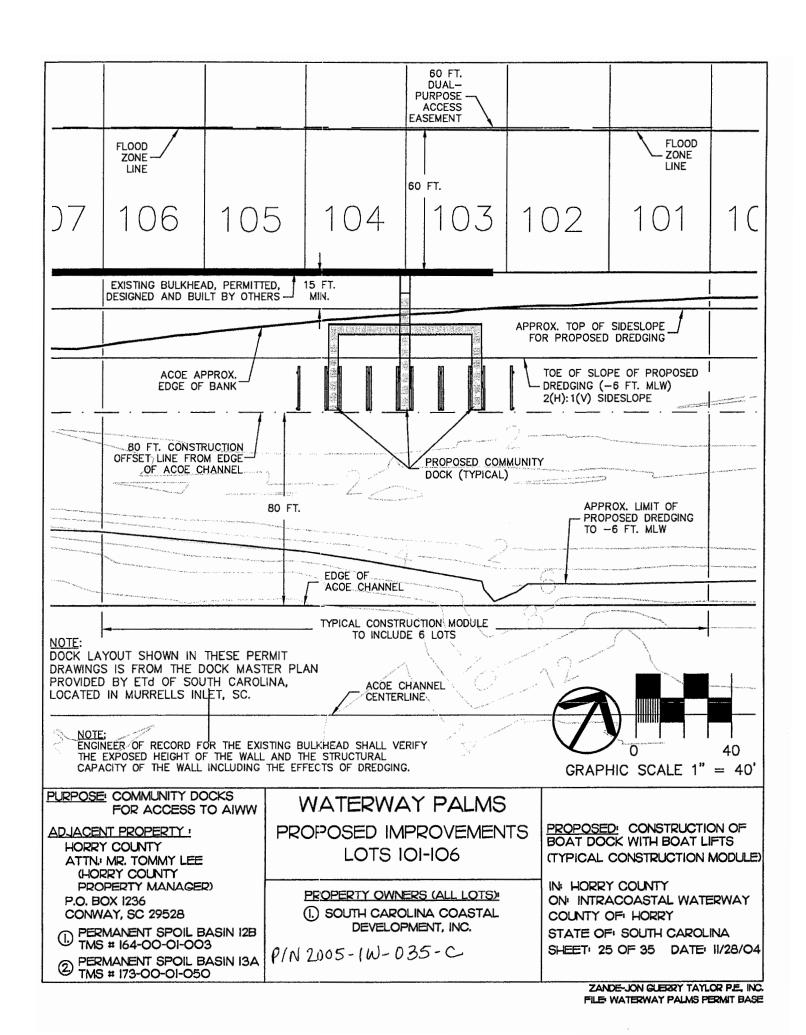


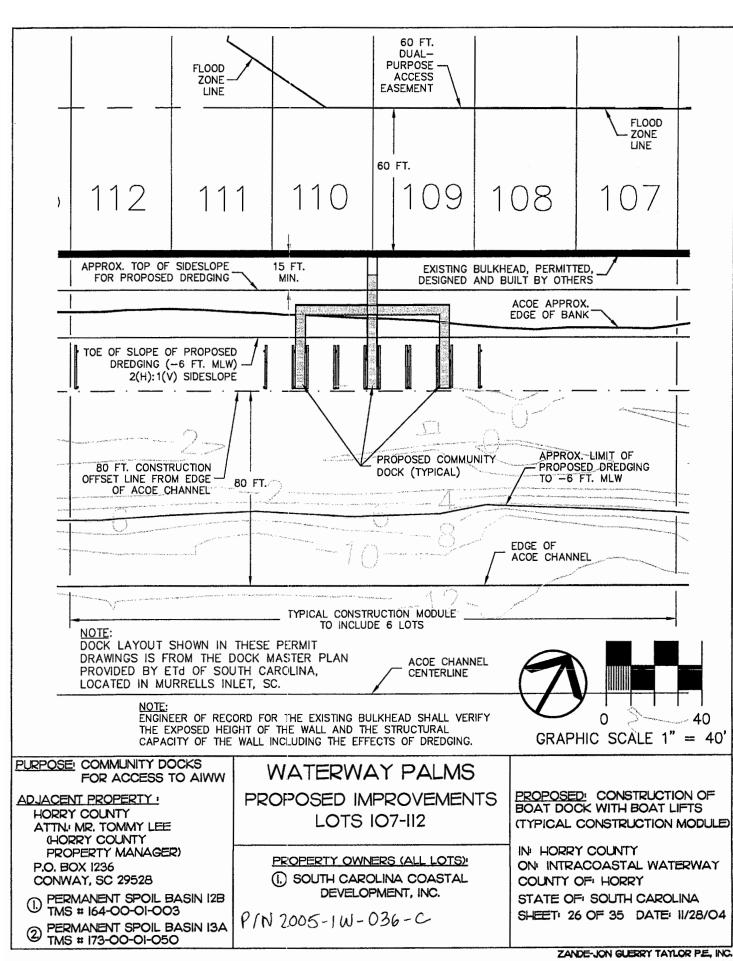


ZANDE-JON GLERRY TAYLOR P.E., INC. FILE: WATERWAY PALMS PERMIT BASE

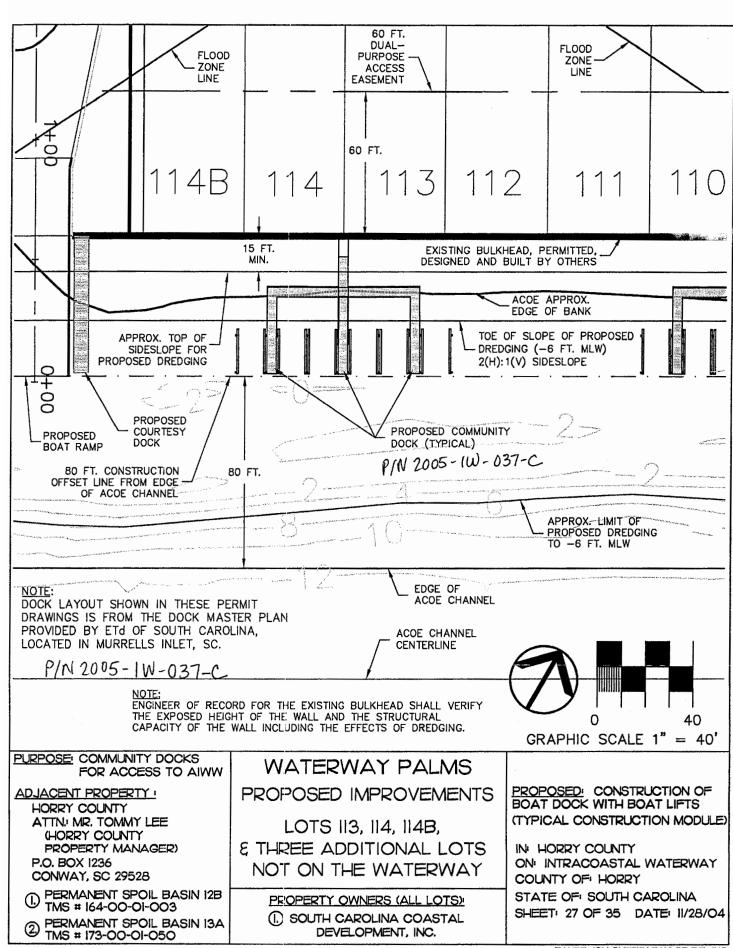




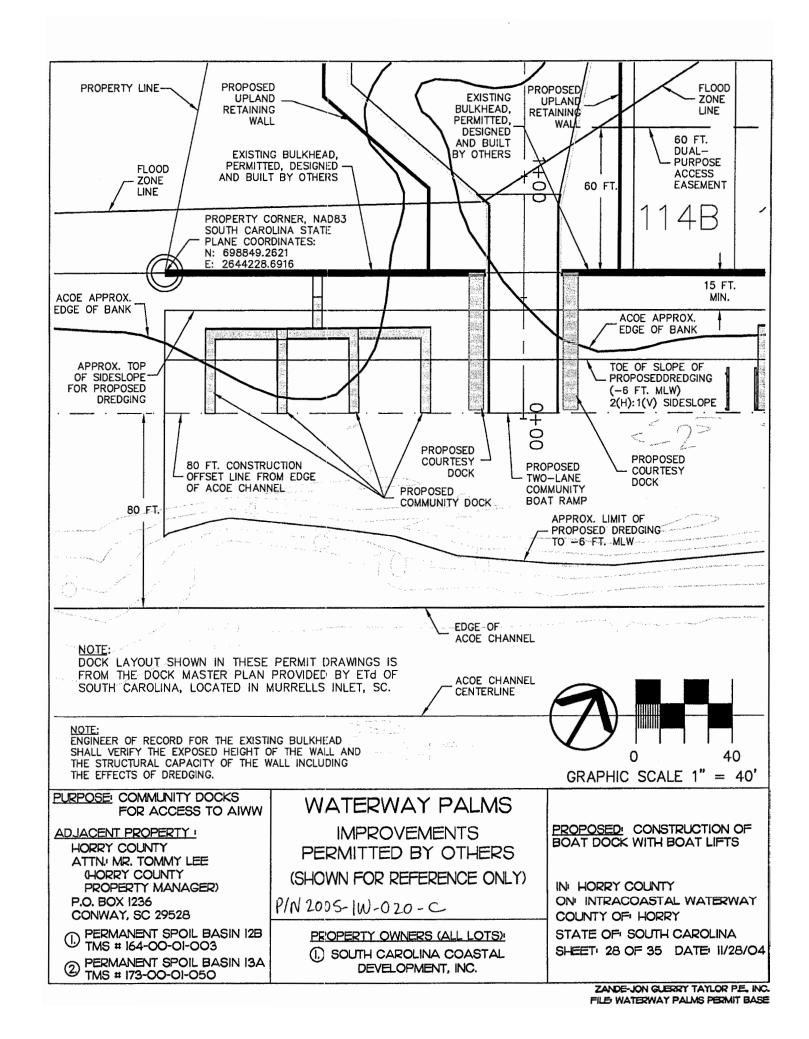


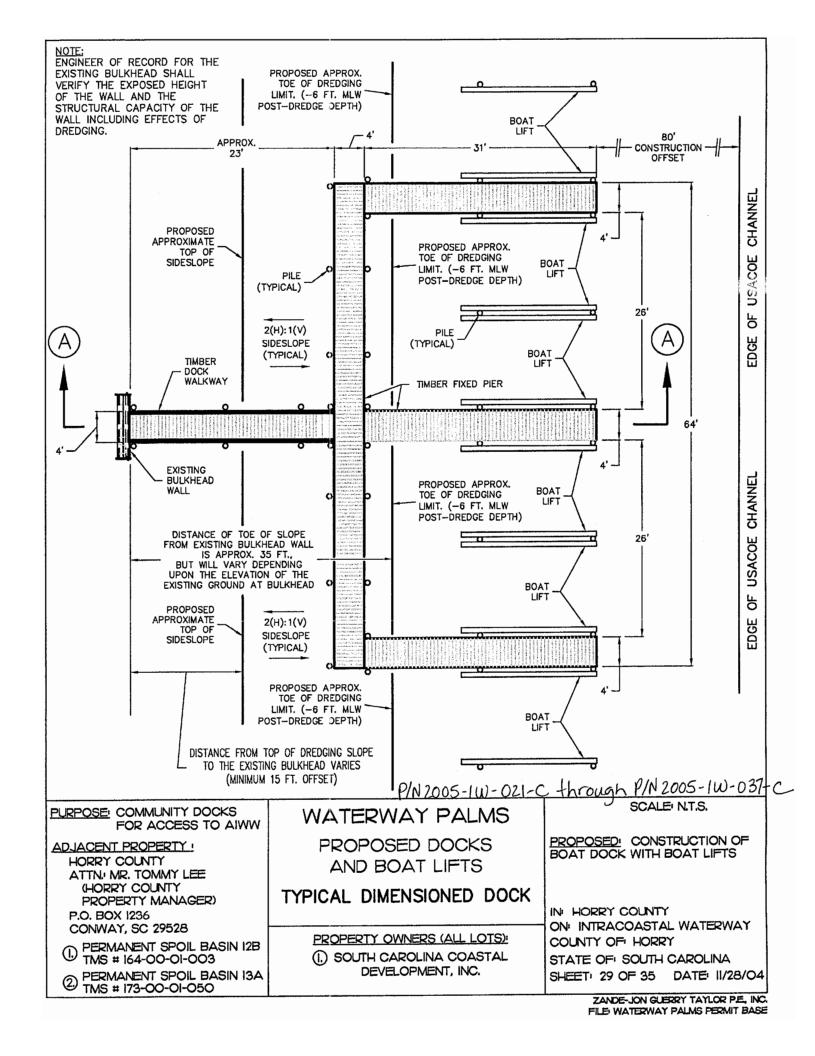


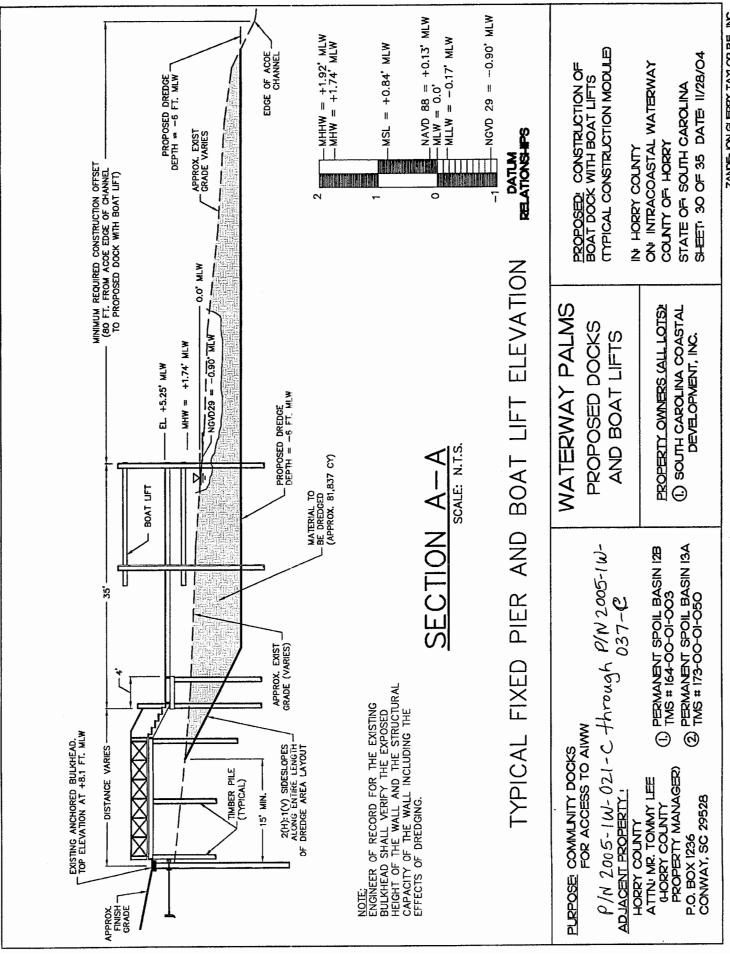
FILE WATERWAY PALMS PERMIT BASE



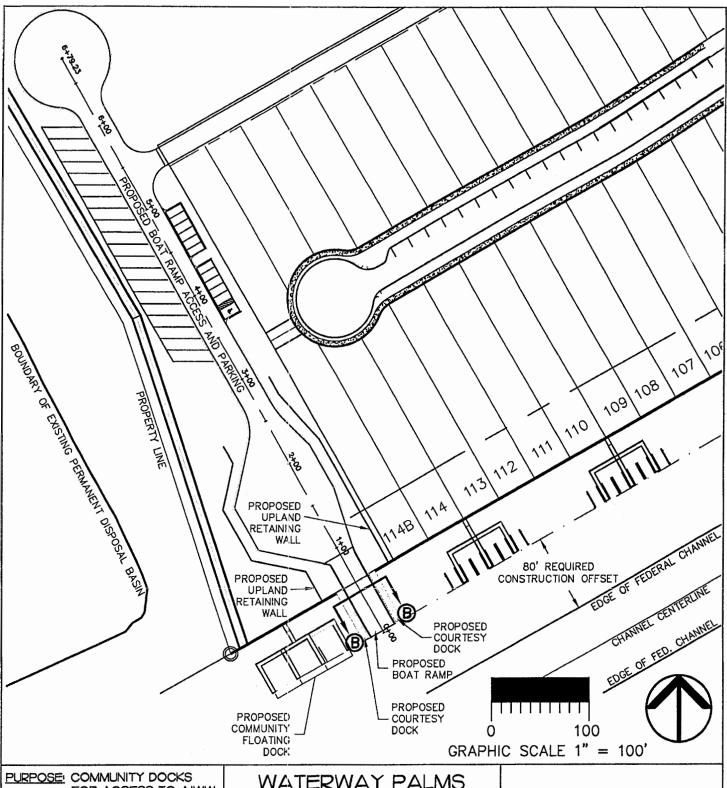
ZANDE-JON GUERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE







ZANDE-JON GLERRY TAYLOR PE, INC. FILE WATERWAY PALMS PERMIT BASE



FOR ACCESS TO AIWW

### ADJACENT PROPERTY : HORRY COUNTY ATTN: MR. TOMMY LEE (HORRY COUNTY PROPERTY MANAGER) P.O. BOX 1236

**CONWAY, SC 29528** 

- PERMANENT SPOIL BASIN 12B TMS # 164-00-01-003
- PERMANENT SPOIL BASIN I3A TMS # 173-00-01-050

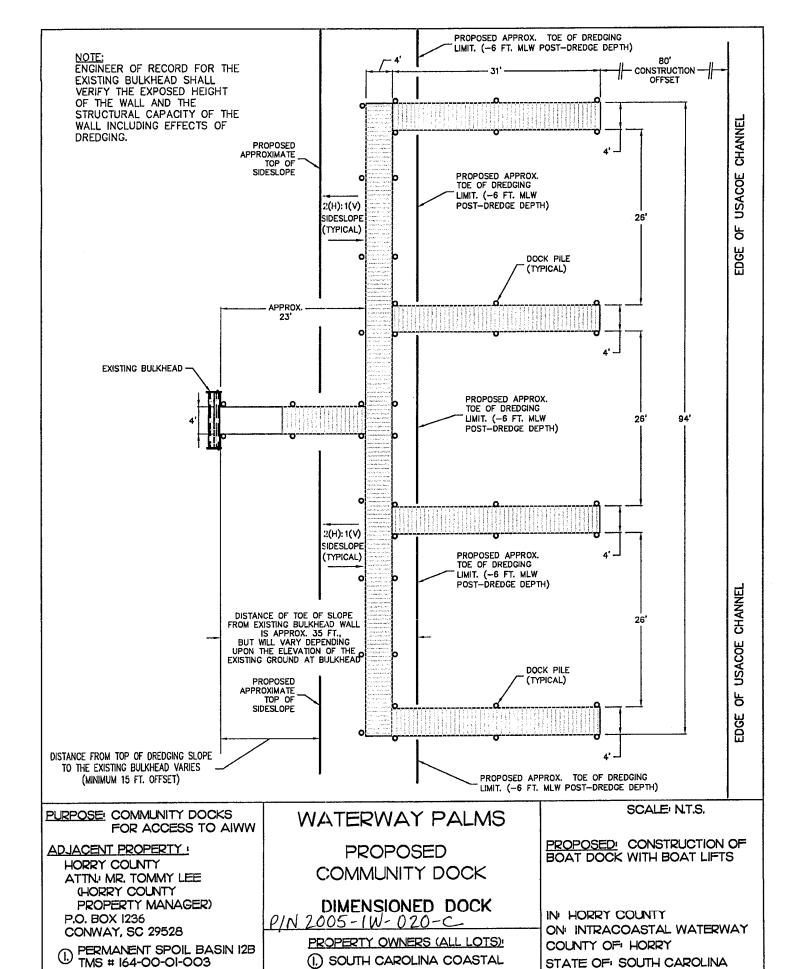
# WATERWAY PALMS

OVERALL VIEW OF PROPOSED BOAT RAMP ACCESS AND PARKING AND PROPOSED COURTESY AND COMMUNITY DOCKS

> PROPERTY OWNERS (ALL LOTS): (I.) SOUTH CAROLINA COASTAL DEVELOPMENT, INC.

PROPOSED: CONSTRUCTION OF BOAT DOCK WITH BOAT LIFTS P/N/2005-(W-020-C P/N 2005-IW-037-C P/N 2005-1W - 036-C IN: HORRY COUNTY ON: INTRACOASTAL WATERWAY COUNTY OF HORRY STATE OF: SOUTH CAROLINA SHEET: 31 OF 35 DATE: 11/28/04

> ZANDE-JON GLERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE



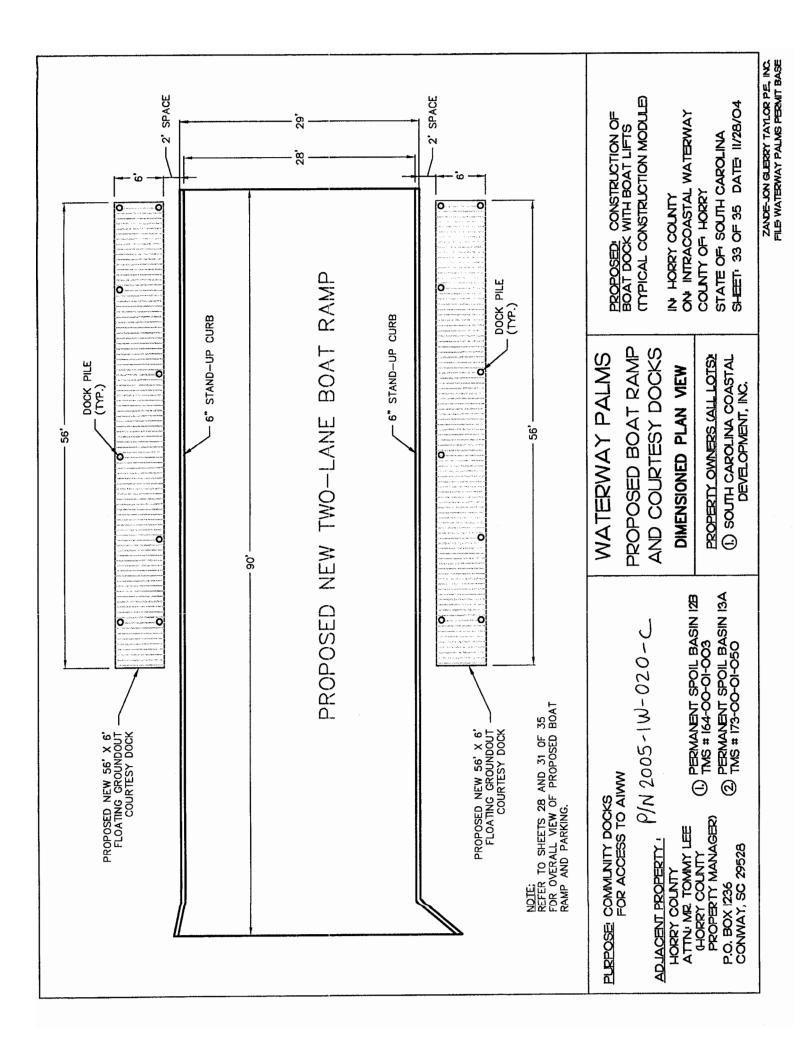
DEVELOPMENT, INC.

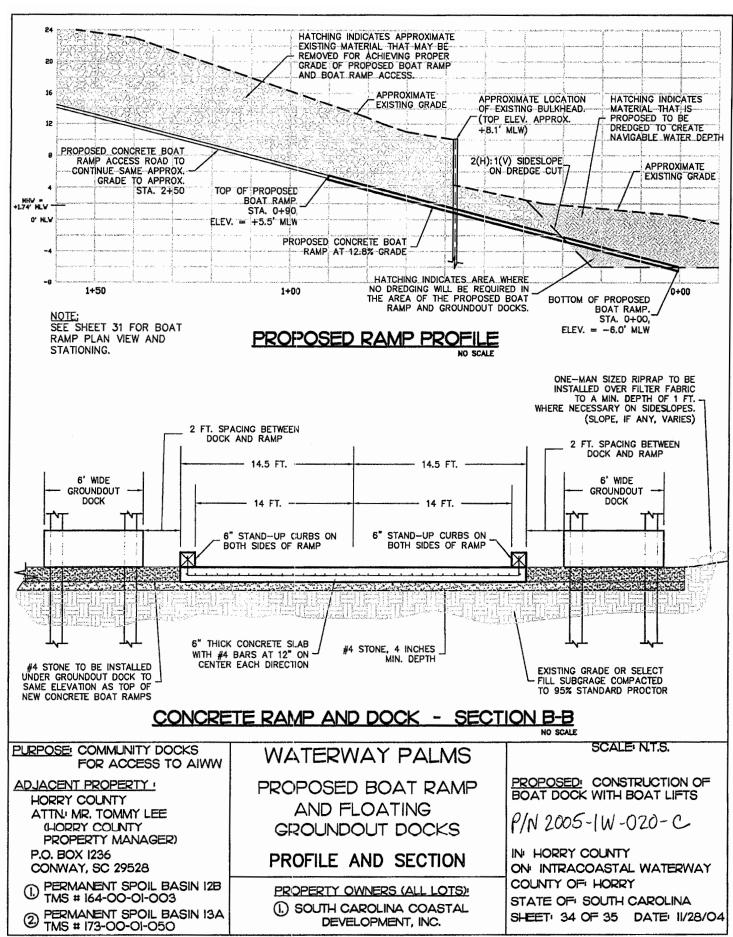
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ZANDE-JON GUERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE

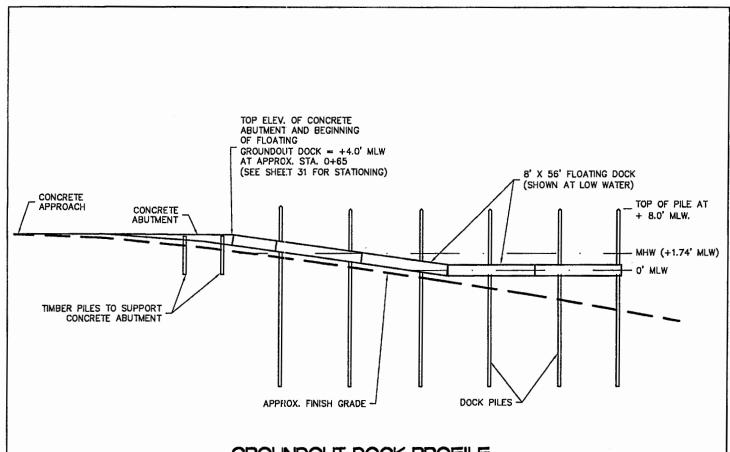
DATE: 11/28/04

SHEET: 32 OF 35





ZANDE-JON GLERRY TAYLOR P.E., INC. FILE WATERWAY PALMS PERMIT BASE



# GROUNDOUT DOCK PROFILE

PURPOSE: COMMUNITY DOCKS FOR ACCESS TO AIWW

ADJACENT PROPERTY:
HORRY COUNTY
ATTN: MR. TOMMY LEE
(HORRY COUNTY
PROPERTY MANAGER)
P.O. BOX 1236
CONWAY, SC 29528

- ① PERMANENT SPOIL BASIN 12B TMS # 164-00-01-003
- 2 PERMANENT SPOIL BASIN 13A TMS # 173-00-01-050

# WATERWAY PALMS

PROPOSED FLOATING GROUNDOUT DOCK

# TYPICAL DIMENSIONED DOCK

PROPERTY OWNERS (ALL LOTS):

(i.) SOUTH CAROLINA COASTAL DEVELOPMENT, INC.

# SCALE: N.T.S.

PROPOSED: CONSTRUCTION OF BOAT DOCK WITH BOAT LIFTS

P/N 2005-1W-020-C

IN: HORRY COUNTY
ON: INTRACOASTAL WATERWAY
COUNTY OF: HORRY
STATE OF: SOUTH CAROLINA
SHEET: 35 OF 35 DATE: II/28/O4

ZANDE-JON GUERRY TAYLOR P.E., INC. FILE: WATERWAY PALMS PERMIT BASE